

**A SUBSTITUTE ORDINANCE
BY FINANCE/EXECUTIVE COMMITTEE**

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CHIEF FINANCIAL OFFICER TO SUPERVISE THE EXPENDITURE OF FUNDS FOR SUBSEQUENT TRANSFERS AND ASSURE THE CLOSE OUT OF FISCAL YEAR 2009; AND FOR OTHER PURPOSES.

WHEREAS, June 30, 2009 marked the end of the fiscal year;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: That the Mayor and the Chief Financial Officer of the City of Atlanta, Georgia, be and are hereby authorized and instructed to prepare all necessary subsequent adjustments pertaining to close out, as detailed in exhibit A and to supervise the expenditures of the Departments of the City throughout the fiscal year that ended on June 30, 2009; to see that all vendors shall be paid for goods and services rendered on behalf of the City, and that funds to cover such expenditures shall be transferred as required from the accounts of the Department incurring such expense in the normal and appropriate manner; or, if in their judgment, said funds are not available from the accounts of the Department incurring such expense, said funds may be transferred from savings within the fund, or from fund balance.

SECTION 2: That the Chief Financial Officer shall prepare and submit to the Mayor, the Finance/Executive Committee and all other members of Council a report, referenced and attached as exhibit A, summarizing the ending fund balance of the general fund within twenty (20) days of the occurrence of subsequent transactions necessary to finalize closeout.

SECTION 3: That all Ordinances and parts of Ordinances in conflict herewith are hereby waived to the extent of the conflict.

EXHIBIT A**FY09 CLOSEOUT ADJUSTMENTS****OPERATING TRANSFERS NOT IN ORIGINAL BUDGET****SECTION #1: Transfers In****Transfer from Fiduciary Fund**

Use of car rental proceeds per legislation	\$ 7,752,129
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Transfer from Nonmajor Governmental Fund

Net operating income, after payment to GWCC/GA	
Dome, from Hotel/Motel Tax Fund	11,456,838

Transfer for Radio Comm Upgrade and Rebanding Project

Department of Aviation	2,115,915
Department of Watershed Management - increase over anticipation	542,456

Change in Authorized Transfers

Solid Waste less than anticipated	\$ (464,013)
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Reserve Fund Adjustment due to Transfers In	\$ 21,403,325
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SECTION #2: Transfers Out**Transfer to Department of Watershed Management**

Maintenance performed on stormwater basins during 2009	\$ (1,437,738)
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Transfer to Capital Projects Fund

GMA loan principal and loan payments	\$ (6,052,361)
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Change in Authorized Transfers

Intergovernmental less than anticipated	\$ 81,790
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Reserve Fund Adjustment due to Transfers Out	\$ (7,408,309)
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RESULTS OF OPERATIONS**SECTION #3:****Shortfall in Fiscal Year 2009 Revenues**

Actual FY09 Revenue	454,963,961	
Anticipations	(561,107,075)	\$ (106,143,114)

Surplus in Budgeted Expenses

Actual FY09 Expenses	450,522,690	
Fiscal Year 2009 Appropriations (excluding Reserve)	527,193,590	\$ 76,670,901

Reserve Fund Adjustment due to Operations	\$ (29,472,213)
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GENERAL FUND RESTRICTED RESERVE SUMMARY:

FY09 ADOPTED RESERVE	\$ 28,542,510
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ADJUSTMENTS:

Final 2009 Budget Adopted with loss	(5,365,055)
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SECTION 1: OPERATING TRANSFERS IN	21,403,325
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SECTION 2: OPERATING TRANSFERS OUT	(7,408,309)
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SECTION 3: REDUCTION FOR OPERATIONS	(29,472,213)
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ADJUSTED FY09 RESERVE (should match change in 2009 Fund Balance)	\$ 7,700,258
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Allocation to Capital Fund per Section 6-302(f)	\$ 1,925,064
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Allocation to Catastrophic Reserve per Section 6-302(f)	\$ 5,775,193
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	\$ 7,700,258
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EXHIBIT A

FY09 CLOSEOUT ADJUSTMENTS

FISCAL YEAR 2009 FUND BALANCE SUMMARY

Fiscal Year 2009 Revenues	\$ 454,963,961
Fiscal Year 2009 Expenditures	456,908,535
Fiscal Year 2009 Other Financing Sources	9,644,832
Fiscal Year 2009 Change in Fund Balance	<u>\$ 7,700,258</u>
 Fiscal Year 2008 Audited Fund Balance	 \$ 10,130,000
Fiscal Year 2009 Change in Fund Balance	7,700,258
Fiscal Year 2009 Fund Balance	<u>\$ 17,830,258</u>

**AN ORDINANCE
BY FINANCE/EXECUTIVE COMMITTEE**

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CHIEF FINANCIAL OFFICER TO SUPERVISE THE EXPENDITURE OF FUNDS FOR SUBSEQUENT TRANSFERS AND ASSURE THE CLOSE OUT OF FISCAL YEAR 2009; AND FOR OTHER PURPOSES.

WHEREAS, June 30, 2009 marked the end of the fiscal year; and

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: That the Mayor and the Chief Financial Officer of the city of Atlanta, Georgia, be and are hereby authorized and instructed to prepare all necessary subsequent adjustments pertaining to close out and supervise the expenditures of the Departments of the City throughout the fiscal year that ended on June 30, 2009; to see that all vendors shall be paid for goods and services rendered on behalf of the City, and that funds to cover such expenditures shall be transferred as required from the accounts of the Department incurring such expense in the normal and appropriate manner; or, if in their judgment, said funds are not available from the accounts of the Department incurring such expense, said funds may be transferred from savings within the fund, or from fund balance.

SECTION 2: That the Chief Financial Officer shall prepare and submit to the Mayor, the Finance/Executive Committee and all other members of Council a report summarizing the ending fund balance of the general fund within twenty (20) days of the occurrence of subsequent transactions necessary to finalize closeout.

SECTION 3: That all Ordinances and parts of Ordinances in conflict herewith are hereby waived to the extent of the conflict.

RCS# 3417
11/16/09
2:21 PM

Atlanta City Council

REGULAR SESSION

CONSENT II

REFER

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 5
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	NV Mitchell
Y Hall	Y Fauver	Y Martin	Y Norwood
NV Young	Y Shook	Y Maddox	NV Willis
NV Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT II

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

B. To be completed by the department :

1. Please provide a summary of the purpose of this legislation (Justification Statement).

A. To be completed by Legislative Counsel:

Committee of Purview: Finance/Executive Committee

Caption: AN ORDINANCE AUTHORIZING THE MAYOR AND THE CHIEF FINANCIAL OFFICER TO SUPERVISE THE EXPENDITURE OF FUNDS FOR SUBSEQUENT TRANSFERS AND ASSURE THE CLOSE OUT OF FISCAL YEAR 2009; AND FOR OTHER PURPOSES

Council Meeting Date: December 7, 2009

Requesting Dept.: Department of Finance

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

Legislation Purpose is to authorize the transfer of excess revenues and the decrease of anticipations for the 2009 General Fund Budget and to release the restricted reserves in order to do an accounting close out of the fiscal year.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

3. If Applicable/Known:

(a) Contract Type (e.g. Professional Services, Construction Agreement, etc):

- (b) Source Selection: N/A
- (c) Bids/Proposals Due: N/A
- (d) Invitations Issued: N/A
- (e) Number of Bids: N/A
- (f) Proposals Received: N/A
- (g) Bidders/Proponents: N/A
- (h) Term of Contract:

4. Fund Account Center:

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: N/A

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Allison Lehr

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: LaShawn Gardiner

Contact Number: (404) 330-6449

Originating Department: Department of Finance

Committee(s) of Purview: Finance/Executive Committee

Chief of Staff Deadline: 10/27/ 2008

Anticipated Committee Meeting Date(s): November 10-12, 2009

Anticipated Full Council Date: November 16, 2009

Legislative Counsel's Signature: Jack Tilson

Commissioner Signature:

Allison Schryver

Chief Procurement Officer Signature:

CAPTION

An Ordinance authorizing the Mayor and the Chief Financial Officer to supervise the expenditure of Funds for subsequent transfers and assure the Close Out of Fiscal Year 2009; and for other purposes.

FINANCIAL IMPACT (if any):

Mayor's Staff Only

Received by CPO: _____

(date)

Received by LC from CPO: _____

(date)

Received by Mayor's Office: _____

(date)

Reviewed by: _____

(date)

Submitted to Council: _____

(date)